

01-02-04

May RCE 160°
Atty. Dkt. No. 041673-2054**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Tuszynski, Mark H.

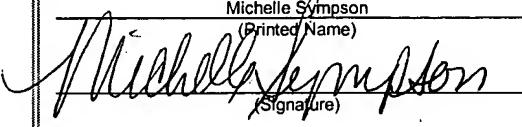
Title: METHODS FOR THERAPY
OF
NEURODEGENERATIVE
DISEASE OF THE BRAIN

Appl. No.: 10/032,952

Appl. Filing Date: 10/26/2001

Examiner: Chen, Shen Lin

Art Unit: 1632

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.	
EL990322346US (Express Mail Label Number)	December 31, 2003 (Date of Deposit)
Michelle Sympson (Printed Name)	
 (Signature)	

**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

01/05/2004 CCHAU1 00000061 500872 10032952

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1. **Submission required under 37 C.F.R. §1.114:** (check items that apply)

a. Previously submitted:

[X] Please enter and consider the amendment/reply previously filed on October 2, 2003.

[] Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not considered.

[] Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on __.

[] Other __.

b. Enclosed are:

[X] Supplemental Amendment/Reply.

[X] Affidavit(s)/Declaration(s).

[X] Information Disclosure Statement.

[X] Form PTO-1449 with copies of 6 listed reference(s).

[] Other .

Miscellaneous:

[] Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$770.00	<u>\$770.00</u>
Total Claims:	20	- 20 = 0	x \$18.00	<u>\$0.00</u>	
Independents	1	- 1 = 0	x \$86.00	<u>\$0.00</u>	
First presentation of any Multiple Dependent Claims:		+ \$290.00	<u>\$0.00</u>		
			CLAIMS FEE TOTAL:	=	<u>\$770.00</u>

[] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[] Extension for response filed within the first month:	\$110.00	0	\$0.00
[] Extension for response filed within the second month:	\$420.00		<u>\$0.00</u>
[] Extension for response filed within the third month:	\$950.00		<u>\$0.00</u>
[] Extension for response filed within the fourth month:	\$1,480.00		<u>\$0.00</u>
[] Extension for response filed within the fifth month:	\$2,010.00		<u>\$0.00</u>
EXTENSION FEE SUBTOTAL:			<u>\$0.00</u>
EXTENSION FEE ALREADY PAID:			<u>\$0.00</u>
EXTENSION FEE TOTAL:			<u>\$0.00</u>
CLAIMS AND EXTENSION FEE TOTAL:			<u>\$770.00</u>
[X] Small Entity Fees Apply (subtract ½ of above):			<u>\$385.00</u>
[] Suspension of action requested under 37 C.F.R. § 1.103(c)			<u>\$0.00</u>
TOTAL FEE:			<u>\$385.00</u>

[X] Please charge Deposit Account No. 50-0872 in the amount of \$385.00. A duplicate copy of this transmittal is enclosed.

[] A check in the amount of \$385.00 to cover the filing fee is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 12-30-03

FOLEY & LARDNER
Customer Number: 30542
Telephone: (858) 847-6720
Facsimile: (858) 792-6773

By *Stacy L Taylor*

Stacy L. Taylor
Attorney for Applicant
Registration No. 34,842